

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

2023 JAN -3 P 3:11

NICOLE SAPP,

Plaintiff,

v.

CV 122-126

DEXTER L. BRUNDRIDGE; SUPERIOR  
COURT OF RICHMOND COUNTY;  
DOMINION MANAGEMENT SERVICES;  
CAROLYN DAVIS; JUDGE  
AMANDA N. HEATH; and RICHMOND  
COUNTY SHERIFF,

Defendants,

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**ORDER**

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed, (doc. no. 16). The Magistrate Judge recommended dismissal of this case for failure to state a claim and for failure to timely file a second amended complaint. Plaintiff contends her second amended complaint was timely filed as it was filed within fourteen business days. (Doc. no. 16, p. 1.) However, the Court ordered her to submit the second amended complaint simply within fourteen days, and Federal Rule of Civil Procedure 6(a)(1) explains when a period is stated in days, every day, including weekends and legal holidays, are counted.

Accordingly, the Court **OVERRULES** Plaintiff's objections, **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion, **DISMISSES** this case without prejudice, and **CLOSES** this civil action.

SO ORDERED this 3<sup>rd</sup> day of January, 2023, at Augusta, Georgia.



J. RANDAL HALL, CHIEF JUDGE  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF GEORGIA